1679

**HIGH COURT OF JUDICATURE CHHATTISGARH : BILASPUR**

---

**Single Bench : Hon'ble Shri S.R. Nayak, CJ**

---

**Writ Petition .No. 2050 OF 2005**

**Petitioner** Smt. Kunti Gupta, W/o Raj Kumar Gupta, Aged about 53 years, R/o Kedarpur, Ambikapur, Distt. Surguja (Chhattisgarh)

Versus

**Respondents**

1. State of Chhattisgarh Through Secretary, Public Works Department, Mantralaya, DKS Bhawan, Raipur (Chhattisgarh)
2. Engineer-in-Chief, Public Works Department, Raipur Dist. Raipur (Chhattisgarh)
3. Executive Engineer, Public Works Department, N.H., Ambikapur Division, Distt. Surguja (Chhattisgarh)
4. Superintending Engineer Public Works Department (N.H.) Circuit Bilaspur, Dist. Bilaspur (Chhattisgarh)
5. Sub Divisional officer, Public Works Department (N.H.), Sub Division, Ambikapur, Dist. Surguja (Chhattisgarh)

---

**Present**: Shri Manoj Paranjpe, learned counsel for the petitioner.
Shri Utkarsh Verma learned Deputy Government Advocate for the State Of Chhattisgarh.

---

**ORAL ORDER**
**(Passed on 23rd of December 2005)**

By the impugned action, the petitioner has been black-listed for a period of 2 years. The admitted position is that the impugned action was not preceded by any notice to the petitioner to show cause as to why he should not be black-listed. Affected should be apprised is a Constitutional creed flowing from Article 14 of the Constitution of India and insisted by principles of natural justice. There is a flagrant violation of the said rule in the instant case. On that short ground, the writ petition is allowed and the impugned order is quashed. There shall be no order as to costs. However, this order shall not come in the way of the respondents, if so advised, from

taking appropriate steps to black-list the petitioner in accordance with law and in conformity with the principles of natural justice.

Sd/-
Chief Justice

Brajesh